

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHARLES HADDAD,

Plaintiff,

vs.

Civil Action

No. 04-CV-74932

INDIANA PACERS, an assumed name, a/k/a
PACERS BASKETBALL CORPORATION, an
Indiana corporation, JERMAINE O'NEAL and
ANTHONY JOHNSON, Jointly and Severally,

Hon. Anna Diggs Taylor
Mag. Judge Donald A. Scheer

Defendants.

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ORDER RE: TESTIMONY OF TIMOTHY R. SMITH

At a session of said Court held in the
U.S. Federal Courthouse, City of Detroit, County of
Wayne, State of Michigan on: September 18, 2006

PRESENT: Anna Diggs-Taylor
U.S. DISTRICT COURT JUDGE

The Court has reviewed Plaintiff's Motion in Limine Regarding the Testimony of Timothy R. Smith and his written statement, and Defendants' Answer to Plaintiff's Motion in Limine. For the reasons stated on the record, the Court grants Plaintiff's Motion as to the written document, but denies the Motion as to testimony of Timothy R. Smith related to the Palace incident on November 19, 2004.

SO ORDERED.

DATED: October 4, 2006

s/Anna Diggs Taylor
ANNA DIGGS TAYLOR
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail disclosed on the Notice of Electronic Filing on **October 4, 2006**.

s/Johnetta M. Curry-Williams
Case Manager